

ORDINANCE NO. 1634

AN ORDINANCE OF THE LODI CITY COUNCIL  
AMENDING THE LAND USE ELEMENT OF THE LODI GENERAL PLAN  
BY REDESIGNATING THE REAR .57 ACRE PORTION OF THE 3.45 ACRE  
PARCEL LOCATED AT 1011 S. CHEROKEE LANE, FROM ER, EASTSIDE  
RESIDENTIAL TO GC, GENERAL COMMERCIAL

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BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

Section 1. The Land Use Element of the Lodi General Plan is hereby amended by redesignating the rear .57 acre portion of the 3.45 acre parcel located at 1011 S. Cherokee Lane, from ER, Eastside Residential to GC, General Commercial, **as** shown on the Vicinity Map, on file in the office of the Lodi City Clerk.

Section 2. A Negative Declaration has been prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the Guidelines provided thereunder. Further, the Planning Commission has reviewed and considered the information contained in said Negative Declaration with respect to the project identified in their Resolution No. 96-1.

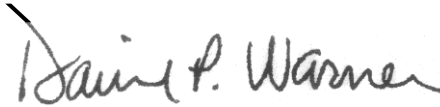
Section 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except **as** otherwise imposed by law.

Section 4 - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity **shall not** affect **other** provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 5. All ordinances and parts of ordinances in conflict herewith are repealed insofar **as** such conflict may exist.

Section 6. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 3rd day of July, 1996



DAVID P. WARNER  
Mayor

Attest:

  
JENNIFER M. PERRIN  
City Clerk

State of California  
County of San Joaquin, ss.

I, Jennifer M. Perrin, Deputy City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1634 was introduced at a regular meeting of the City Council of the City of Lodi held June 19, 1996 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held July 3, 1996 by the following vote:

Ayes: Council Members - Davenport, Mann, Pennino, Sieglock  
and Warner (Mayor)

Noes: Council Members - None

Absent: Council Members - None

Abstain: Council Members - None

I further certify that Ordinance No. 1634 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

  
JENNIFER M. PERRIN  
City Clerk

Approved as to Form:



RANDALL A. HAYS  
City Attorney